

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**COURTROOM PROCEEDINGS**

The court met in its courtroom at 10:00 A.M. Present: Honorable Dennis A. Cornell, Acting Presiding Justice; Honorable Gene M. Gomes, Associate Justice; Honorable Betty L. Dawson, Associate Justice; and Charlene Ynson, Clerk/Administrator, by Melissa Lopez, Assistant Deputy Clerk III.

**F058078      Charity S. v. The Superior Court of Kern County; Ted S. et al.**  
Cause called and argued by Caroline Todd, Esq., counsel for petitioner and by Ted S., real party in propria persona. Karen S., real party in propria persona waived oral argument.  
Cause ordered submitted.

**F057598      In re A.S. et al., Minors**  
Cause called and argued by Caroline Todd, Esq., counsel for appellant. Ted S., respondent in propria persona waived oral argument. Karen S., respondent in propria persona waived oral argument.  
Cause ordered submitted.

**F056667      Tluchak et al. v. Gold Crest Constuction, Inc. A California Corporation et al.**  
Cause called and argued by Edward Gordon, Esq., counsel for appellants and by William Alexander, Esq., counsel for respondents.  
Cause ordered submitted.

Court recessed until Monday, October 19, 2009 at 1:45 P.M.

The court reconvened in its courtroom at 1:45 P.M. Present: Honorable Dennis A. Cornell, Acting Presiding Justice; Honorable Gene M. Gomes, Associate Justice; Honorable Brad Hill, Associate Justice; and Charlene Ynson, Clerk/Administrator, by Melissa Lopez, Assistant Deputy Clerk III.

**F056788      Peterson v. Kern County et al.**  
Cause called and argued by Richard Peterson, appellant in propria persona and by Mark Nations, Esq., Deputy County Counsel, counsel for respondents.  
Cause ordered submitted.

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At this point Gomes, J. leaves the bench and is replaced by Kane, J.

**F056926      In re A.M., a Person Coming Under the Juvenile Court Law**  
Cause called and argued by Courtney Selan, Esq., counsel for appellant. Catherine Nieto, Esq., Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

Court recessed until Tuesday, October 20, 2009 at 10:00 A.M.

**F056048      In re V.T., a Minor**  
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F056048      In re V.T., a Minor**  
The true findings and commitment of appellant to the DJJ are affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F056329      People v. Faris**  
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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**F056329      People v. Faris**

The judgment of conviction is affirmed. Appellant's restitution fine in case No. CRF18797 is vacated and the matter is remanded for the trial court to impose a \$1,000 restitution fine pursuant to Penal Code section 1202.44 and a \$1,000 parole revocation fine pursuant to section 1202.45. The trial court is directed to amend the abstract of judgment accordingly and to forward a copy to the appropriate authorities

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F057057      In re Jonathan McIntyre on Habeas Corpus**

The superior court's order of January 30, 2009 and its clarifying order of February 18, 2009 are reversed. The matter is remanded to the superior court for with directions. Ardaiz, P.J.

We concur: Wiseman, J.; Gomes, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F056243      People v. Williams**

The judgment is affirmed. Kane, J.

We concur: Ardaiz, P.J.; Vartabedian, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F056387      In re the Marriage of Thomas**

The order requiring Randall to pay child support of \$1,996 is reversed and the matter is remanded for a new hearing. Costs are awarded to Randall. Cornell, J.

We concur: Wiseman, Acting P.J.; Gomes, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]